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Attorneys for Plaintiff
CHONG'S PRODUCE, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CHONG'S PRODUCE, INC.

Case No. C-09-01013 JW

Plaintiff,

**STIPULATION TO CONTINUE
DEADLINE FOR MEDIATION**

v.

PREMIUM FRESH FARMS, LLC, a California
limited liability company; EMMITT PFOST, an
individual; SALVADOR P. TARANTINO, an
individual; PAUL E. DUNHAM, an individual;
PDP ASSOCIATES, LLC, a California limited
liability company; and AG HARVESTING &
TECHNOLOGIES, LLC, a California limited
liability company;

Defendants.

Upon filing the Complaint, Plaintiff Chong's Produce, Inc. attempted to serve all named defendants. Thus far, Plaintiff has served four out of the six named defendants. Despite several attempts, Plaintiff has been unable to serve Salvador P. Tarantino and Paul E. Dunham. On or about July 31, 2009, in response to discovery propounded by Plaintiff, Defendant Premium Fresh Farms, LLC provided Plaintiff with a new address for Salvador P. Tarantino. Plaintiff would now like to serve Mr. Tarantino.

A mediation with mediator David Bluhm is scheduled for August 13, 2009. The Court's

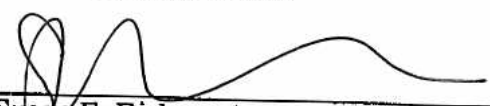
1 current deadline for completing the mediation is September 10, 2009. Plaintiff would like Mr.
2 Tarantino involved in the proceedings. It is Plaintiff's position that having him included in the
3 mediation would increase the chances of a successful resolution. Plaintiff would like time to serve
4 Mr. Tarantino and allow him the opportunity to participate in the mediation. Defendants agree that
5 including Mr. Tarantino may increase the likelihood of a successful resolution. Mediator David
6 Bluhm is in agreement.

7 Accordingly, Plaintiff, Defendants and mediator stipulate to continuing the deadline to
8 complete the mediation until October 12, 2009.

9 **IT IS SO STIPULATED.**

10
11 Dated: August 6, 2009

PRATT & ASSOCIATES

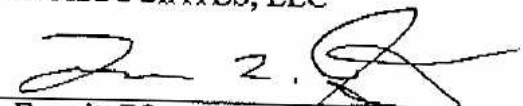
12 By 
13 Susan E. Bishop, Attorneys for Plaintiff Chong's
14 Produce, Inc.

15 Dated: August 6, 2009

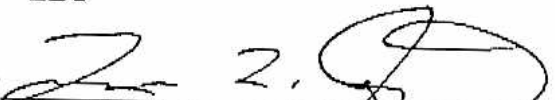
LAW OFFICE OF CLYDE C. PEARCE

16 By
17 Clyde C. Pearce, Attorneys for Defendants
18 Premium Fresh Farms, LLC and AG Harvesting
19 & Technologies, LLC.

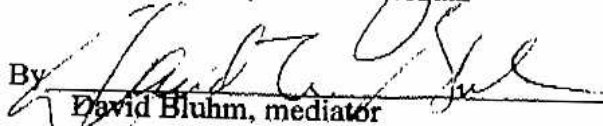
20 Dated: August 6, 2009

21 PDP & ASSOCIATES, LLC
22 By 
23 Emmitt Pfost, on behalf of PDP & Associates,
24 LLC

25 Dated: August 6, 2009

26 By 
27 Emmitt Pfost, as an individual

28 Dated: August ____, 2009

By 
David Bluhm, mediator

IT IS SO ORDERED.

Honorable Judge James Ware

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2 Tarantino involved in the proceedings. It is Plaintiff's position that having him included in the
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10 PRATT & ASSOCIATES

11 Dated: August 6, 2009

12 By _____
13 Susan E. Bishop, Attorneys for Plaintiff Chong's
14 Produce, Inc.

15 Dated: August 6, 2009

16 LAW OFFICE OF CLYDE C. PEARCE

17 By  _____
18 Clyde C. Pearce, Attorneys for Defendants
19 Premium Fresh Farms, LLC and AG Harvesting
20 & Technologies, LLC.

21 PDP & ASSOCIATES, LLC

22 Dated: August 6, 2009

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25 LLC

26 Dated: August 6, 2009

27 By _____
28 Emmitt Pfost, as an individual

Dated: August 6, 2009

By _____
David Blum, mediator

IT IS SO ORDERED.

Dated: August 12, 2009


Honorable Judge James Ware

STIPULATION

Pratt & Associates

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